

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

Luis Angarita-Garzon
Petitioner, Pro Se

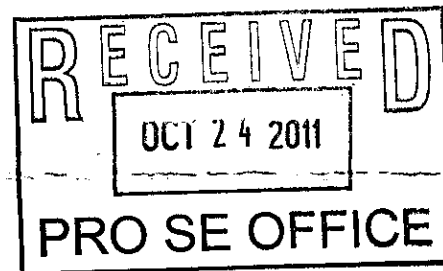
11-5207

ORIGINAL

Judge :

-v-

Case#:



~~Excutive Office of The US ATTORNEY~~
Excutive Office of FBI
US PAROLE Com'n
Director BOP, Harley Lapin
EXCUTIVE OFFICE US MARSHALS
Known & Unknown Federal Agencies
Respondant(s)

MATSUMOTO, J.

" PRO SE MOTION "

Pursuant To 28 USC § 2241(c)(3)(c)(5)

Habeas Corpus Challenging The

Application of EXTRADITION TREATY

& VIOLATION OF

" CASE SUMMARY "

1.) Comes now Petitioner Pro Se " Luis Angarita -Garzon " a
" COLOMBIAN NATIONAL EXTRADITED FOR ONLY CHARGES NAMED IN REQUEST "
& [not] any US PAROLE VIOLATIONS which US PAROLE VIOLATED 18 USC §24214 et seq.
Troia -v- Wiggin " 705 F.Supp. at 1014-1015 " (SDNY1989) and also the law in
Lyons -v- Mendez , 303 F3d (3rd Cir.2002) , US Const.Art 1 § 9 cl.3- seen in
Wilkinson -v- Dotson , 161 Fed 2d. (2005) (EMPHASIS) which brings up to the
present case # S-106-cr-1027-01(LAK) which is the " ONLY " COURT AUTHORIZED "
detention/extradition allowed under " UN TREATIES & 4th,6th,8th,14th USCA "
see : US -v- Karake, 443 F.Supp.2d. (DCDC2007),Kadic -v-Karazdic ,70 F3d 240-
242 (2nd.Cir.1995) therefore allowing the US DISTRICT COURT to hold hearing

pursuant to "Boumediene -v- Bush 171 Led 2d. (2005) , also held earlier on in "Hamdi -v- Rumsfeld " 159 Led 2d. 578(2004) & Meachum -v- Fano , 49 Led 2d. 451 (1976) , 18 USC § 4001, which is all Defined in CONGRESSIONAL LAW POLICY "GOVERNING DETENTION " of prisoners

Note: 18 USC 4214 et seq. US parole Upon re-committal to US BUREAU OF PRISONS was obligated to have a timely hearing upon adjudication of new case ...

Therefore , pursuant to "18 USC § 4001 " & US SUPREME COURT's decision in "Boumediene -v- Bush " 171 Led 2d.411(2007) , & Hamdi -v- Rumsfeld , 159 Led2d. 578 (2004) ,Meachum -v- Fano 49 Led 2d. 451 (1976) " COURT HAS JURISDICTION " to render a ~~an~~issu~~in~~ the below requested relief , under 18 USC § 4213,18 USC §4214 , "EX POST FACTO CLAUSE Article 1 § 9 cl.3 "

RELIEF SOUGHT

12) Court to issue " ORDER " in compliance with " UN TREATY " governing [EXCTRADITION] & adhereing to what the "EXTRADITION REQUEST " sought for , " NOT US PAROLE VIOLATION " which is not an offense that is "EXTRADITABLE UNDER COLOMBIAN /US EXTRADITION TREATIES " see: Kadic -v- Karazdic, 70 F3d 240-242(2nd.Cir.1995) , & also law defined in "US CONST Article 1 § 9 cl.3 " "Wilkinson -v-Dotson " 161 Led 2d. (2005) , Lyons -v- Mendez 303 F3d 20 (3rd Cir.2002) Razzoli -v- Swinson , 225 F3d 650 (3rd Cir.2000) and illegal acts seen in "Wilson -v- Rackmill " 878 F2d. 772 (3rd Cir.1989) where US PAROLE COMMITTED INTENTIONAL WRONGFULL & ILLEGAL VIOLATIONS to hinder one's bussiness(s), Razzoli -v- Excutive Office US Marshals 10-cv-5962(SDNY)(PRESKA) Pending & Case#:10-cv-1842(EDNY)(AMON) pending 2nd. Cir.review for CIVIL RICO ACT VIOLATIONS ... as seen

2.) Based off of the " PRESENT CASE OF EXTRADITION " for Crim.#
S-1 06-cr-1027(LAK) detention for any other matters makes the
" EXTRADITION REQUEST [" NULL & VOID] for breach of contract
that is governed under " UCC LAW " seen in US -v- Ready 82 F3d 551
(2nd.Cir. 1996) which applies since the " ALLEGED " US PAROLE CASE
(OLD LAW) " is governed under " EX POST FACTO CALUSE " and
cannot be " ALTERED & or re-sentenced under new law " EMPHASIS !

Note : SUPPORT BRIEF WILL FOLLOW , Pursuant To Local
Court Rules Requiring 15 Day Submission of such....

" C O N C L U S I O N "

Based on sufficient case law & " EXHIBIT(s) to be filed
with the COURT ...ie: " EXTRADITION REQUEST FROM THE US STATE
DEPT. thru [prior] review by EXECUTIVE OFFICE OF US ATTORNEY &
Executive OFFICE OF FBI (CHIEF COUNSEL VALERIE CAPRONI) &
violations of " EX POST FACTO CLAUSE " COURT] must] issue a
HEARING " PRIOR " to making a decision & allow for " COLOMBIAN
LEGAL ATTACHE " to testify
Submitted under Oath 28 USC § 1746..

Date: 10/19/2011

Submitted By:

Prepared BY:

Kevin Razzoli
Kevin Razzoli #39945-066
US NAVY (OLD LAW PRISONER)
MDC BROOKLYN 4-North
80 29th Street
Brooklyn, New York 11232
Illegally Confined

Luis Angarita-Garzon
05832-040
MDC BROOKLYN 4-North
80 29th Street
Brooklyn, New York 11232

Luis Angarita-Garzon
05832-040
80 29th Street
MDC BROOKLYN 4-North
Brooklyn , New York 11232

RE: Angarita-Garzon -v- Excutive Office USA et. al;
NEW FILENG HABEAS PETITION 2241(c)(3)(c)(5)

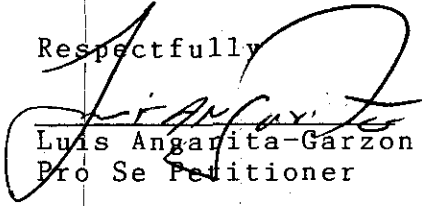
US DISTRICT COURT
US COURTHIOUSE EASTERN DISTRICT OF NY
225 Cadman Plaza, East
Brooklyn New York 11201

Excutive Office of US ATTORNEY
US Justice Dept.
950 Pennsylvannia , NW
Washington, DC 20530-0001

" COVER LETTER "
&
CERT. of Service

Clerk of Courts
Please be advised " MOTION SEEKING HABEAS RELIEF " under
28 USC § 2241(c)(3)(c)(5) is enclosed
Also , such " SUPPORT BRIEF " will be filed in 2 weeks since
exhibits need are being requested from TRIAL COUNSEL & BOP
under " Sellers -v- BOP " 959 F2d 308 (Dc Cir.1992)
FILING FEE WILL BE PAID FROM INMATE ACCOUNT
PLEASE ISSUE DOCKET NUMBER TO ASSIST WITH CHECK BEING PROPERLY
ROUTED

Respectfully


Luis Angarita-Garzon
Pro Se Petitioner

OCT. 19, 2011

- 1.) Boumediene -v- Bush , 171 Led 2d. (2007)
- 2.) Troia -v- Wiggin 705 Supp. 1014(SDNY1989)

Luis Angelita Garzon # 05833-040
MDC BROOKLYN 4-North
80 29th Street
Brooklyn, New York 11232

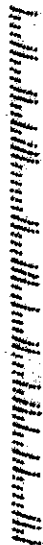
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US DISTRICT COURT EDNY
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BROOKLYN OFFICE

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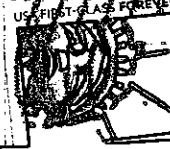
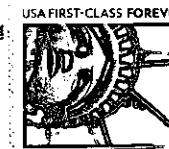
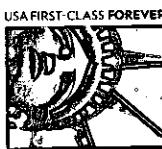
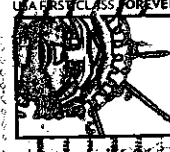
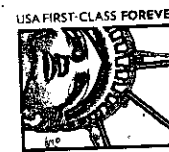
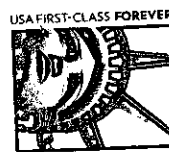
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CERTIFIED MAIL



Clerk of US DISTRICT COURT EDNY
US COURT HOUSE EASTERN DISTRICT OF NEW YORK
225 Cadman Plaza, EAST
Brooklyn, New York 11201